

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE District**

April 11, 2007

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

B190281 People v. Boet
B191208 People v. Adair
B190461 People v. Bates

Argument waived, cause submitted.

B188077 John McDonald
 v.
 Antelope Valley Community College District

Merits:

Argued by Gregory Smith and Christopher Brizzolara for appellants and by Justin Sarno for respondents. Cause submitted.

B186705 Patti Michael
 v.
 Joshua Michaely

Merits:

Argued by Nicholas Tepper for appellant and by Gary Cohen for respondent. Cause submitted.

April 11, 2007 (Continued)

DIVISION FIVE (continued)

B193575 Efund Capital Partners et al
 v.
 Robert Pless et al

Merits:

Argued by Daniel Taylor for appellants and by Jeremy Osher for respondents. Cause submitted.

B191211 Debra Hutchings
 v.
 Daniel Drommerhausen III

Merits:

Argued by Duane Bartsch for appellant and by Adam Streisand for respondent. Cause submitted.

Court recessed.

Court reconvened at 11:05 a.m.

Present: Armstrong, Acting P.J., Mosk, J., Kriegler, J. and D. Nolan, Deputy Clerk.

Each of the following:

B192671 DCFS v. Pablos S.
B189186 Shewry v. O'Laco
B194818 DCFS v. Katherine M.
B191158 Peo v. Salcedo

Argument waived, cause submitted.

April 11, 2007 (Continued)

DIVISION FIVE, (continued)

B187686 James McMenamin
 v.
 Trimark Pacific Homes

Merits:

Argued by Wendy Lascher for appellant, cross-respondent and by John David Collins for respondent, cross-appellant. Cause submitted.

B188676 Harold Baxter
 v.
 Gail Peterson

Merits:

Argued by Gerald M. Serlin for appellant and by John C. Fauve for respondent. Cause submitted.

Court adjourned

DIVISION SIX

Court convened at 9:00 a.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B192003 Marriage of Rush

Argument waived, cause submitted.

B189138 Covell v. Gilson

Argument continued to May 23, 2007, at the San Luis Obispo Co. Board of Supervisors Chamber.

DIVISION SIX, (continued)

B187802 Wood
 v.
 Santa Monica Escrow Co.

Merits:

Argued by Meghan B. Clark for appellant and by Thomas Michael Roth for respondent with the court's permission. Cause submitted.

B190265 Republic Fastener Manufacturing Corp.
 v.
 Vivitar Corp.

Merits:

Argued by Jason Brian Witten for appellant and by Dennis Laroche for respondent. Cause submitted.

B189115 Lazy Acres Market, Inc.
 v.
 Tseng

Merits:

Argued by Matthew MacKenzie Clarke for appellants and by Mark Schaeffer for respondents. Cause submitted.

B188823 Evangeline
 v.
 Port of San Luis Harbor District

Merits:

Argued by Marlene Evangeline, appellant, appearing in propria persona and by John Eaton Nicholson for respondent with the court's permission. Cause submitted.

Perren, J. left the bench.

April 11, 2007 (Continued)

DIVISION SIX (continued)

B187710 Tuason
 v.
 Regents of the University of California

Merits:

Argued by Christopher Allen Fortunati for appellant and by Karen K. Peabody for respondents. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

Each of the following:

B191821 People v. \$20,110 U.S. Currency (Hill)
B194424 Kindred v. Mayberg
B195476 Child Welfare Services v. Deborah D.

Argument waived, cause submitted.

B196578 Samantha D.
 v.
 San Luis Obispo Superior Court (Dept. of Social Services)

Presentation waived, cause submitted.

B194581 King
 v.
 San Luis Obispo Superior Court (Midland Pacific Building).

Presentation continued to May 23, 2007, at the San Luis Obispo Co. Board of Supervisors Chamber.

DIVISION SIX (continued)

B189970 Patton
 v.
 Sherwood

Argument continued to June, 2007.

B192111 Handen
 v.
 Colvin

Merits:

Argued by Gabriele Mezger-Lashly for appellant and by John Gregory Derrick for respondents. Cause submitted.

B196644 Betty P.
 v.
 Santa Barbara Superior Court
 (Child Welfare Services, r.p.i.)

Extraordinary:

Presented by Gary Dunlap for petitioner and by Toni Lorien, Deputy County Counsel, for real party in interest. Cause submitted.

B192109 Akkerman
 v.
 Mecta Corp. Inc.

Merits:

Argued by Kendrick L. Moxon for appellant and by Gary M. Lape for respondent. Cause submitted.

Coffee, J. left the bench.

April 11, 2007 (Continued)

DIVISION SIX (continued)

B173829 El Escorial Owners' Association
 v.
 DLC Plastering, Inc.

Merits:

Argued by A. Barry Cappello for appellant, respondent & cross-respondent El Escorial Owners' Association / appellant & cross-respondent Investec Construction, Inc.; by Barton C. Merrill for appellant, respondent & cross-respondent DLC Plastering, Inc.; by Erwin E. Adler for appellant, respondent & cross-respondent Alderman Construction; by Mark Coffin for respondents & cross-appellants Coastline Painting & Drywall, et al.; and by David E. Driscoll for respondent & cross-appellant Mid-Cal Painting & Drywall.. Cause submitted.

Court adjourned at 4:15 p.m.